## UNITED STATES DISTRICT COURT

for the

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|           |        |      |       |

| District of Nevada   |                                    |  |  |  |  |  |  |
|--|------------------------------------|--|--|--|--|--|--|
| HARPO, INC. and OW LICENSING COMPANY, LLC ) )  |                                    |  |  |  |  |  |  |
| NUU3 NUTRITION LCC, BRENDAN O'SHEA, and DANNY O'SHEA ) )   | Civil Action No. 2:23-cv-00899     |  |  |  |  |  |  |
| Defendant(s)   |                                    |  |  |  |  |  |  |
| SUMMONS IN A CIVIL ACTION  |                                    |  |  |  |  |  |  |
| To: (Defendant's name and address)  Danny O'Shea 282 Katonah Avenue Katonah, NY 10536  |                                    |  |  |  |  |  |  |
| A lawsuit has been filed against you.  Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:  Michael J. McCue  Meng Zhong  LEWIS ROCA ROTHGERBER CHRISTIE LLP  3993 Howard Hughes Parkway, Suite 600  Las Vegas, NV 89169  E-mail: MMcCue@LewisRoca.com  E-mail: MZhong@LewisRoca.com |                                    |  |  |  |  |  |  |
| If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.   |                                    |  |  |  |  |  |  |
|  | CLERK OF COURT                     |  |  |  |  |  |  |
| Date: 06/07/2023   |                                    |  |  |  |  |  |  |
|  | Signature of Clerk or Deputy Clerk |  |  |  |  |  |  |

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 2:23-cv-00899

## PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

| was rec | This summons for (n ceived by me on (date)   | ame of individual and title, if an |                           |       |      |  |  |  |  |
|---------|--|------------------------------------|---------------------------|-------|------|--|--|--|--|
|         | ☐ I personally serve   | ed the summons on the ind          | <u> </u>                  |       |      |  |  |  |  |
|         |  |                                    | on (date)                 | ; or  |      |  |  |  |  |
|         | ☐ I left the summons at the individual's residence or usual place of abode with (name) |                                    |                           |       |      |  |  |  |  |
|         | , a person of suitable age and discretion who resides there,                           |                                    |                           |       |      |  |  |  |  |
|         | on (date), and mailed a copy to the individual's last known address; or                |                                    |                           |       |      |  |  |  |  |
|         | $\square$ I served the summons on (name of individual) , who                           |                                    |                           |       |      |  |  |  |  |
|         | designated by law to accept service of process on behalf of (name of organization)     |                                    |                           |       |      |  |  |  |  |
|         |  |                                    | on (date)                 | ; or  |      |  |  |  |  |
|         | ☐ I returned the sun   | nmons unexecuted because           |                           |       | ; or |  |  |  |  |
|         | ☐ Other (specify):   |                                    |                           |       |      |  |  |  |  |
|         | My fees are \$   | for travel and \$                  | for services, for a total | of \$ | 0.00 |  |  |  |  |
|         | I declare under penalty of perjury that this information is true.                      |                                    |                           |       |      |  |  |  |  |
| Date:   |  |                                    |                           |       |      |  |  |  |  |
|         |  | Server's signature                 |                           |       |      |  |  |  |  |
|         |  | _                                  | Printed name and title    |       |      |  |  |  |  |
|         |  | _                                  | Server's address          |       |      |  |  |  |  |

Additional information regarding attempted service, etc: